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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,

11 Respondent,

No. CR S-00-0340 LKK PAN P

12 vs.

13 ARMANDO BEJINES CORTEZ,

14 Movant.

ORDER

15 _____/
16 Movant, a federal prisoner proceeding pro se, has filed a motion to vacate, set
17 aside or correct his sentence pursuant to 28 U.S.C. § 2255. The matter was referred to a United
18 States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local General Order No. 262.

19 On March 22, 2006, the magistrate judge filed findings and recommendations
20 herein which were served on all parties and which contained notice to all parties that any
21 objections to the findings and recommendations were to be filed within twenty days. Neither
22 party has filed objections to the findings and recommendations.


23 The court has reviewed the file and finds the findings and recommendations to be
24 supported by the record and by the magistrate judge's analysis. Accordingly, IT IS HEREBY
25 ORDERED that:

26 /////

1. The findings and recommendations filed March 22, 2006, are adopted in full;
2. Movant's September 22, 2005, motion to vacate is dismissed as untimely; and
3. The Clerk of the Court is directed to close the companion civil case, No. CIV

S-05-1923 LKK PAN.

DATED: July 25, 2006..

A handwritten signature in blue ink, appearing to read "Lawrence K. Kent", with a stylized flourish at the end.

UNITED STATES DISTRICT JUDGE

/cort0340.801v